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5 Attorney for Defendant
JOSE FRANCISCO LEYVA

6
7 UNITED STATES DISTRICT COURT
8 FOR THE NORTHERN DISTRICT OF CALIFORNIA

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10 UNITED STATES OF AMERICA,) D.C. No. CR 05-671-WHA
11 Plaintiff,) (San Francisco)
12 vs.) STIPULATION TO CONTINUE
13 JOSE FRANCISCO LEYVA,) SENTENCING HEARING
14 Defendant.) AND ~~PROPOSED~~ ORDER
15 _____) Judge: Hon. William H. Alsup

16 Defense counsel's previously unanticipated travel plans have created a
17 schedule conflict on August 15, 2006, the date now set for sentencing. Therefore, the
18 parties agree and stipulate that this Court shall enter an order continuing the
19 sentencing from August 15 to the Court's criminal calendar on September 5, 2006 at
20 2:00 p.m. Defendant Leyva is currently out of custody on pretrial release. The
21 probation officer is available on that date, as are both counsel.

22 IT IS SO STIPULATED:

23 DATED: July 12, 2006

/S/ Suzanne A. Luban
SUZANNE A. LUBAN,
Counsel for Defendant Leyva

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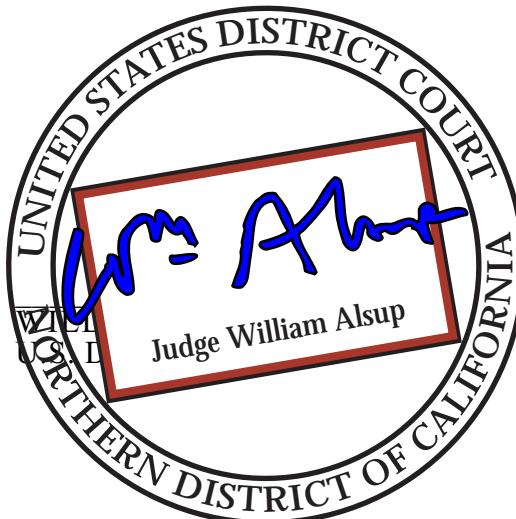
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2 DATED: July 12, 2006

/S/ Robert D. Rees¹
ROBERT DAVID REES
Assistant United States Attorney
Counsel for Plaintiff

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7 **ORDER**
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10 For Good Cause Shown, IT IS HEREBY ORDERED that the sentencing
11 hearing for defendant Jose Leyva shall be continued from August 15, 2006 to
12 September 5, 2006 at 2:00 p.m.

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14 Dated: July 31, 2006
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I hereby attest that I have on file all holograph signatures for any signatures indicated by a "conformed" signature (/S/) within this efiled document.

/S/ Suzanne A. Luban
SUZANNE A. LUBAN
Counsel for Defendant Leyva